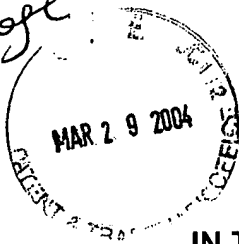


*Emoff*



3743

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Daniel L. Ellingson et al.      Docket No.: 16988  
Serial No.: 10/027,900      Group No.: 3743  
Confirmation No.: 3215      Examiner: A. Kokabi  
Filed: December 21, 2001  
For: DISPOSABLE CONTAINER WITH A SPILL PREVENTION MECHANISM

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

**CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8(a)**

I hereby certify that the attached correspondence comprising:

Copy of Electronic Information Disclosure Statement dated September 24, 2003  
Copy of Faxed Information Disclosure Statement dated September 24, 2003  
2 Patent Document(s)

is being deposited with the United States Postal Service as first-class mail in an envelope addressed to:

**COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450**

on: March 24, 2004

Nanette A. Dotts

(Type or print name of person mailing paper)

*Nanette A. Dotts*

(Signature of person mailing paper)

(Certificate of Mailing Under 37 C.F.R. 1.8(a) [8-21])

## **In the United States Patent and Trademark Office**

Applicant:	Daniel L. Ellingson et al.	Docket No.:	16988
Serial No.:	10/027,900	Group No.:	3743
Confirmation No.:	3215	Examiner:	A. Kokabi
Filed:	December 21, 2001	Date:	March 24, 2004
For:	DISPOSABLE CONTAINER WITH A SPILL PREVENTION MECHANISM		

### **Communication**

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

Sir:

Applicants originally submitted the documents identified herein on September 24, 2003, and Applicants received an electronic "Acknowledgement" receipt for the electronically filed portion of the Information Disclosure Statement and an "Auto-Reply" facsimile receipt for the faxed portion of the Information Disclosure Statement, both indicating receipt on September 24, 2003. However, the Examiner has indicated that he or she did not receive the documents sent. Therefore, as a courtesy, Applicants are re-submitting copies of the following documents related to the above-mentioned U.S. patent application for consideration by the Examiner:

Electronic Information Disclosure Statement, EFS ID 48248, including acknowledgement receipt dated September 24, 2003

Faxed Information Disclosure Statement, including Auto-Reply receipt dated September 24, 2003

German Patent No. DE 20016916 U1 with translation

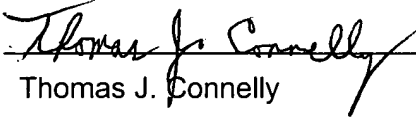
World Patent Application Publication No. WO 00/59427

As applicants are merely forwarding copies of previously cited documents, no fee is believed due. Nonetheless, should the PTO believe a fee to be due, you are hereby authorized to charge any fee due under 37 CFR § 1.17 to Kimberly-Clark Worldwide, Inc. deposit account no. 11-0875.

The undersigned may be reached at: 920-721-2455.

Respectfully submitted,

DANIEL L. ELLINGSON ET AL.

By:   
Thomas J. Connelly  
Registration No.: 28,404

MAR 29 2004

UNITED STATES PATENT AND TRADEMARK OFFICE  
ACKNOWLEDGEMENT RECEIPT

Electronic Version 1.1

Stylesheet Version v1.1.1

Title of  
InventionDISPOSABLE CONTAINER WITH A SPILL PREVENTION  
MECHANISM

Submission Type: Information Disclosure Statement

Application Number: 10/027900

\*10/027900\*

EFS ID:

48248

Server Response:

Confirmation Code	Message
ISVR1	Submission was successfully submitted - Even if Informational or Warning Messages appear below, please do not resubmit this application
ICON1	3215
ISYS5	Filename= N/A BusinessRule= Validation System/Function Call Information. #Supporting Msg:Server unable to validate the Confirmaton/Application numbers at this time. They will be checked by PTO personnel later.

First Named Applicant: Daniel Ellingson et al.

Attorney Docket Number: 16988

Timestamp: 2003-09-24 17:15:59 EDT

From: us

File Listing:

Doc. Name	File Name	Size (Bytes)
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us-ids	us-ids.dtd	7763
us-ids	us-ids.xsl	12026
package-data	16988-E-ids-2003-09-22-pkda.xml	4654
package-data	package-data.dtd	27025
package-data	us-package-data.xsl	19263
Total files size		74411

Message Digest: f1929e7e3e4a8134f7ea172d55da54abd54e84b1

Digital Certificate Holder  
Name:cn=Scott Allen Baum,ou=Registered  
Attorneys,ou=Patent and Trademark  
Office,ou=Department of Commerce,o=U.S.

Government,c=US

OFFICE TRANSMITTAL
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Electronic Version v1.1

Stylesheet Version v1.1.0

MAR 29 2004

Title of Invention	DISPOSABLE CONTAINER WITH A SPILL PREVENTION MECHANISM	
Application Number: 10/027900 *10/027900*		
Date: 2001-12-21		
First Named Applicant: Daniel L. Ellingson et al.		
Confirmation Number: 3215		
Attorney Docket Number: 16988		
<p>I hereby certify that the use of this system is for OFFICIAL correspondence between patent applicants or their representatives and the USPTO. Fraudulent or other use besides the filing of official correspondence by authorized parties is strictly prohibited, and subject to a fine and/or imprisonment under applicable law.</p> <p>I, the undersigned, certify that I have viewed a display of document(s) being electronically submitted to the United States Patent and Trademark Office, using either the USPTO provided style sheet or software, and that this is the document(s) I intend for initiation or further prosecution of a patent application noted in the submission. This document(s) will become part of the official electronic record at the USPTO.</p>		
Submitted by:	Elec. Sign.	Sign. Capacity
Scott A. Baum Registered Number: 51,237	Scott A. Baum	Attorney

## Documents being submitted

us-ids

## Files

16988-E-ids-2003-09-22-usidst.xml

us-ids.dtd

us-ids.xsl

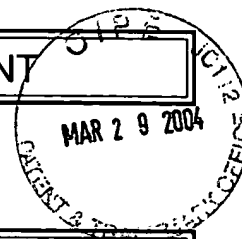
## Comments

Supplemental Information Disclosure Statement Pursuant to 37 C.F.R. Section 1.97(c)(2) - Before Final Rejection or Notice of Allowance - Fee. Applicants are today filing an Information Disclosure Statement in multiple parts consisting of one electronic submission of U.S. patents and U.S. published applications and one paper submission of other documents being transmitted via facsimile. Because the multiple parts are being filed on the same day, Applicants believe that only a single fee set forth in 37 C.F.R. 1.17(p) is required. Pursuant to 37 C.F.R. 1.56 and in accordance with 37 C.F.R. 1.97 et seq., Applicants, through and by their attorneys, hereby wish to direct the Examiner's attention to the documents listed on the attached modified PTO Form 1449. By inclusion of any given document in this Information Disclosure Statement, Applicants in no way admit that such document is effective as prior art against the above identified application under either 35 U.S.C. 102 or 35 U.S.C. 103. Additionally, submission of any document is not to be taken as an admission of the materiality of the document to the prosecution of the present application. The Examiner is requested to review each cited document and personally determine its prior art status. Applicants recommend that the Examiner conduct an independent search for any and all available material prior art and independently review the results of such search and the documents cited within this Statement. A completed modified PTO 1449 form listing the documents to which the Examiner's attention is directed is presented herewith for the Examiner's review and convenience. Applicants request the Examiner, in accordance with 37 C.F.R. 1.97, to indicate and make of record receipt and review of all of these documents by initialing the appropriate box in the accompanying PTO 1449. Applicants request that the undersigned receive a copy of the initialed PTO 1449. If the Examiner refuses to consider any or all of the herein submitted materials because it is the Examiner's opinion that this Information Disclosure Statement is not in compliance with 37 C.F.R. 1.97, Applicants respectfully request that the Examiner notify the undersigned, in writing, as to the basis of such opinion. Pursuant to 37 C.F.R. 1.17(p), please charge the \$180.00 fee for filing this Information Disclosure Statement to Kimberly Clark Worldwide, Inc. deposit account number 11 0875. Please charge any other prosecutorial fees which are due to Kimberly Clark Worldwide, Inc. deposit account number 11 0875. The undersigned may be reached at: 920-721-7760.

# ELECTRONIC INFORMATION DISCLOSURE STATEMENT

Electronic Version v18

Stylesheet Version v18.0



Title of  
Invention

**DISPOSABLE CONTAINER WITH A SPILL PREVENTION  
MECHANISM**

Application Number: 10/027900

\*10/027900\*

Confirmation Number: 3215

First Named Applicant: Daniel Ellingson et al.

Attorney Docket Number: 16988

Art Unit: 3727

Examiner: Azadeh Kokabi

Search string: ( 3804092 or 4372311 or 4734941 or 4826493 or 5048589 or  
5300358 or 5312883 or 5976694 or 6020425 or 6121170 or  
6187696 or 6258427 or 20030118850 or 20030121097 ).pn.

## US Patent Documents

Note: Applicant is not required to submit a paper copy of cited US Patent Documents

init	Cite.No.	Patent No.	Date	Patentee	Kind	Class	Subclass
	1	3804092	1974-04-16	Tunc			
	2	4372311	1983-02-08	Potts			
	3	4734941	1988-04-05	DeWitt et al.			
	4	4826493	1989-05-02	Martini et al.			
	5	5048589	1991-09-17	Cook et al.			
	6	5300358	1994-04-05	Evers			
	7	5312883	1994-05-17	Komatsu et al.			
	8	5976694	1999-11-02	Tsai et al.			
	9	6020425	2000-02-01	Wang et al.			
	10	6121170	2000-09-19	Tsai et al.			
	11	6187696	2001-02-13	Lim et al.			
	12	6258427	2001-07-10	Kerins et al.			

## US Published Applications

Note: Applicant is not required to submit a paper copy of cited US Published Applications



init	Cite.No.	Pub. No.	Date	Applicant	Kind	Class	Subclass
	1	20030118850	2003-06-26	McCormack et al.			
	2	20030121097	2003-07-03	Sherrod et al.			

**Remarks**

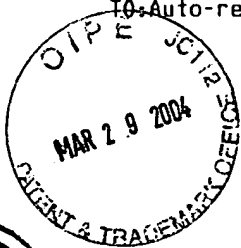
Note: Remarks are not for responding to an office action.

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include a copy of this form with your next communication.

**Signature**

Examiner Name	Date

TO: Auto-reply fax to 920 721 0279 COMPANY:



## Auto-Reply Facsimile Transmission

TO:

Fax Sender at 920 721 0279

Fax Information

Date Received: 9/24/03 5:31:52 PM [Eastern Daylight Time]

Total Pages: 39 (including cover page)

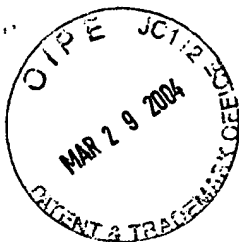


**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page

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SEP 24 2003 16:38 FR KC LEGAL DEPT		920 721 0279 TO 517033729302		P.01/39
<b>PATENT</b>				
<b>IN THE UNITED STATES PATENT AND TRADEMARK OFFICE</b>				
Applicant:	Daniel L. Ellingson et al.	Docket No.:	18988	
Serial No.:	10/027,900	Group No.:	3727	
Confirmation No.:	3215	Examiner:	Azadeh Kokabi	
Filed:	December 21, 2001			
For:	DISPOSABLE CONTAINER WITH A SPILL PREVENTION MECHANISM			
COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450				
CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8(a)				
I hereby certify that the attached correspondence comprising:				
Supplemental Information Disclosure Statement Pursuant to 37 C.F.R. § 1.97(c)(2) - Before Final Rejection or Notice of Allowance - Fee				
1 Page(s) of PTO Form 1449				
2 Document(s)				
39 Total pages, including this page				
Is being transmitted to the United States Patent and Trademark Office via facsimile addressed to:				
Commissioner for Patents Fax number: 703-872-9302				
on: September 24, 2003				
Nancy Henke Baehman (Type or print name of person transmitting paper)				
 (Signature of person transmitting paper)				
Received from <920 721 0279> at 9/24/03 5:31:52 PM [Eastern Daylight Time]				



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Daniel L. Ellingson et al. Docket No.: 16988  
Serial No.: 10/027,900 Group No.: 3727  
Confirmation No.: 3215 Examiner: Azadeh Kokabi  
Filed: December 21, 2001  
For: DISPOSABLE CONTAINER WITH A SPILL PREVENTION MECHANISM

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

**CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8(a)**

I hereby certify that the attached correspondence comprising:

Supplemental Information Disclosure Statement Pursuant to 37 C.F.R. §  
1.97(c)(2) - Before Final Rejection or Notice of Allowance - Fee  
1 Page(s) of PTO Form 1449  
2 Document(s)

39 Total pages, including this page

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**Commissioner for Patents**  
**Fax number: 703-872-9302**

on: September 24, 2003

Nancy Henke Baehnman  
(Type or print name of person transmitting paper)

Nancy Henke Baehnman  
(Signature of person transmitting paper)



**In the United States Patent and Trademark Office**

Applicant:	Daniel L. Ellingson et al.	Docket No.:	16988
Serial No.:	10/027,900	Group No.:	3727
Confirmation No.:	3215	Examiner:	Azadeh Kokabi
Filed:	December 21, 2001	Date:	September 24, 2003
For:	DISPOSABLE CONTAINER WITH A SPILL PREVENTION MECHANISM		

**Supplemental Information Disclosure Statement Pursuant to 37 C.F.R. § 1.97(c)(2)  
Before Final Rejection or Notice of Allowance  
Fee**

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

Sir:

Applicants are today filing an Information Disclosure Statement in multiple parts consisting of one electronic submission of U.S. patents and U.S. published applications and one paper submission of other documents being sent via first class U.S. mail. Because the multiple parts are being filed on the same day, Applicants believe that only a single fee set forth in 37 C.F.R. 1.17(p) is required.

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Additionally, submission of any document is not to be taken as an admission of the materiality of the document to the prosecution of the present application.

The Examiner is requested to review each cited document and personally determine its prior art status.

Applicants recommend that the Examiner conduct an independent search for any and all available material prior art and independently review the results of such search and the documents cited within this Statement.

A completed modified PTO-1449 form listing the documents to which the Examiner's attention is directed and copies of those documents are presented herewith for the Examiner's review and convenience.

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If the Examiner refuses to consider any or all of the herein submitted materials because it is the Examiner's opinion that this Information Disclosure Statement is not in compliance with 37 C.F.R. 1.97, Applicants respectfully request that the Examiner notify the undersigned, in writing, as to the basis of such opinion.

The undersigned may be reached at: 920-721-7760.

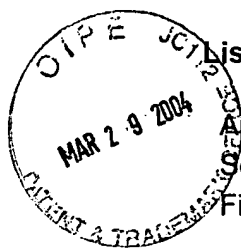
Respectfully submitted,

DANIEL L. ELLINGSON ET AL.

By: Scott A. Baum

Scott A. Baum

Registration No.: 51,237



## List of Patents and Publications for Information Disclosure Statement

Applicant(s): Daniel L. Ellingson et al.

Docket No.: 16988

Serial No.: 10/027,900

Group: 3727

Filed: December 21, 2001

Examiner: Azadeh Kokabi

U.S. Patent Documents							
Initials		Doc. No.	Date	Name	Class	Subclass	Filing Date
	A1						
	A2						
	A3						
	A4						
	A5						
	A6						
	A7						
	A8						
	A9						
	A10						

Foreign Patent Documents								
Initials		Doc. No.	Date	Country	Class	Subclass	Trans.	
							Yes	No
	A1	DE 200 16 916 U1	01/25/2001	Germany			<input checked="" type="checkbox"/>	<input type="checkbox"/>
	A2	WO 00/59427 A1	10/12/2000	World - PCT			<input type="checkbox"/>	<input type="checkbox"/>
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Other Documents		
Initials		Author, Title, Date, Pages, etc.
	A1	
	A2	
	A3	
	A4	
	A5	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include a copy of this form with your next communication.

Examiner:

Date Considered: